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REF. OUR FILE  
17090 D 28

## ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

35 July 1, 2014

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

June 16, 2014

### VIA E-MAIL & OVERNIGHT DELIVERY

Board of Supervisors  
County of Los Angeles  
500 West Temple Street, Room 383  
Los Angeles, CA 90012

Re: Saugus Union School District – Request for Action by Los Angeles County Board of Supervisors for Resolution to Authorize Saugus Union School District to Proceed with a School Facilities Improvement District Formation – Education Code Section 15303

Dear Honorable Members of the Board of Supervisors:

Our Firm is representing the Saugus Union School District ("School District") as Bond Counsel. We have been authorized by the School District to provide this letter to the Los Angeles County Board of Supervisors ("County Board") with respect to the request by the School District for the adoption by the County Board of a resolution to authorize the School District to proceed with the formation of a School Facilities Improvement District ("SFID"), pursuant to the provisions of California Education Code Section 15303. As noted below, we are requesting action by the County Board on the requested County Authorization Resolution (as defined below) on or before July 1, 2014.

As discussed with Los Angeles County ("County") staff, the School District has undertaken extensive negotiations with Newhall Land and Farming Company ("NLF") relative to the mitigation of schools and school facilities impacts resulting from NLF's Newhall Ranch Project. A portion of the Newhall Ranch Project will cover territory located within the boundaries of the School District. Pursuant to a School Facilities Mitigation and Funding Agreement ("Mitigation Agreement"), the School District and NLF have negotiated and agreed upon a mechanism for full funding for schools and school facilities impacts on the NLF Newhall Ranch Project on the School District. Pursuant to the provisions of the Mitigation Agreement, the School District may not call a general obligation bond election for the territory covered by the boundaries of the Mitigation Agreement (generally described as a small portion of the School

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Los Angeles County Board of Supervisors

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District's territory located in the extreme southwest cover of the School District, west of Interstate-5. A map of the applicable NLF Newhall Ranch Project territory has been provided to County staff and to the County Counsel's office.

Based on the age of School District facilities and the need to upgrade school facilities and capital projects (among other projects) in the remainder of the School District, the School District plans to call and conduct a general obligation bond election pursuant to the provisions of California law in November, 2014. In order to accommodate this general obligation bond election and comply with the terms of the Mitigation Agreement, the School District must undertake to form an SFID. The County has not adopted a "County-wide" authorization for school districts within the boundaries of the County to undertake SFID formation proceedings, but has determined to require school districts to apply to the County, and the County Board, for individual authorization to form such SFIDs on a case-by-case basis.

Our office, on behalf of the School District, has previously provided documentation and information to the County Treasurer's Office (Mr. John Patterson) and the County Counsel's Office (Ms. Cammy DuPont) in support of the School District's request to the County for the adoption of such an authorization resolution. We are pleased to offer to provide any additional documentation or information required by the County, County staff or the County Board in order to support this request.

Additionally, the Board of Trustees of the School District has adopted a resolution (School District Resolution No. 2013-14 # 31) ("District Request Resolution") on June 3, 2014, to request the County Board to adopt a County Authorization Resolution on or before July 1, 2014. The District Request Resolution has previously been provided to County staff. A copy of the District Request Resolution is also enclosed with this letter for the consideration of the County Board.

Therefore, on behalf of the School District, our office is requesting that the County Board adopt a resolution authorizing the School District to proceed with the formation of an SFID pursuant to Education Code Section 15303 at this time ("County Authorization Resolution"). On behalf of the School District, enclosed is the proposed form of such County Authorization Resolution for review by the County Board and County staff and County Counsel. This form was previously provided to County staff for review and is virtually identical to such a resolution adopted by the County Board for a different school district client under very similar circumstances) in 2011.

On behalf of the School District, in order to accommodate the School District's timeline and the applicable requirements of the California Education Code and California Elections Code, we are requesting that the County Board adopt the requested County Authorization Resolution not later than July 1, 2014.

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We look forward to working with the County Board, County Counsel and County staff in order to accomplish this objective. Thank you very much for your courtesy and cooperation in this matter. If you have questions with regard to this matter, or need any further documents or information, please do not hesitate to contact our offices.

Very truly yours,

BOWIE, ARNESON,  
WILES & GIANNONE



By:

Robert E. Anslow

REA/ih

Enclosures

cc: Cammy DuPont (w/encl)(e-mail & overnight)  
John Patterson (w/o encl) (e-mail)  
Dr. Joan Lucid, Saugus Union School District (w/o encl) (e-mail)  
Cynthia Shieh, Saugus Union School District (w/o encl) (e-mail)  
Brian Smith, Bowie, Arneson, Wiles & Giannone (w/o encl)(e-mail)

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF LOS ANGELES TO MAKE APPLICABLE TO  
THE SAUGUS UNION SCHOOL DISTRICT THE  
PROVISIONS OF THE EDUCATION CODE OF THE STATE  
OF CALIFORNIA PERMITTING FORMATION OF A SCHOOL  
FACILITIES IMPROVEMENT DISTRICT

**WHEREAS**, a school or community college district may form a school facilities improvement district within its boundaries for the authorization and issuance of bonds pursuant to and subject to the requirements of Chapter 2 (commencing with Section 15300) of Part 10 of Division 1 of Title 1 of the Education Code of the State of California (the "Law"); and

**WHEREAS**, Education Code Section 15303 provides that the Law shall not be operative in any county until the board of supervisors of the county by resolution adopted by a majority vote makes said chapter applicable therein;

**WHEREAS**, the Saugus Union School District (the "District") located within the boundaries of the County of Los Angeles (the "County") proposes to form School Facilities Improvement District No. [2014-1] of the Saugus Union School District (the "Improvement District") to facilitate the issuance of general obligation bonds of the Improvement District to finance the costs of school facilities and equipment to be acquired, renovated and constructed within the boundaries of the Improvement District;

**WHEREAS**, this Board of Supervisors of the County of Los Angeles (the "Board") has determined that it is desirable and in the interests of the District to permit the formation of the Improvement District, upon appropriate action by the governing board of the District pursuant to the Law; and

**WHEREAS**, it is the desire and intent of this Board to make the Law operative solely with respect to the proposed Improvement District;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Los Angeles as follows:

Section 1. All of the above recitals are true.

Section 2. Pursuant to Section 15303 of the Education Code, Chapter 2 (commencing with Section 15300) of Part 10 of Division 1 of Title 1 of the Education Code of the State of California is hereby made operative to allow the formation of a school facilities improvement district within the Saugus Union School District in the County.

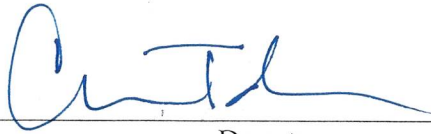
Section 3. The District shall reimburse the County for any and all costs incurred by the County as a result of the formation and implementation of the proposed improvement district and any and all actions of the District which cause the County to expend resources.

Section 4. This resolution shall take effect from and after its adoption.


The foregoing resolution was on the 1<sup>st</sup> day of July, 2014, adopted by the Board of Supervisors of the County of Los Angeles and ex-officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.



SACHI A. HAMAI, Executive Officer-Clerk of the Board of Supervisors of the County of Los Angeles

By:   
Deputy

APPROVED AS TO FORM:  
JOHN F. KRATTLI  
COUNTY COUNSEL

By:   
Principal Deputy County Counsel

## **RESOLUTION 2013-14 # 31**

### **RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAUGUS UNION SCHOOL DISTRICT REQUESTING ACTION BY THE LOS ANGELES COUNTY BOARD OF SUPERVISORS TO AUTHORIZE ACTIONS FOR THE FORMATION OF A SCHOOL FACILITIES IMPROVEMENT DISTRICT BY THE SAUGUS UNION SCHOOL DISTRICT AND TAKING RELATED ACTIONS**

**WHEREAS**, the Saugus Union School District ("District"), a public school district organized and operating pursuant to the laws of the State of California ("State") desires to acquire, construct, install and finance school facilities, capital projects, furnishings and equipment as authorized by State law to serve the students within certain portions of the District, as further described herein ("School Facilities"); and

**WHEREAS**, the District has negotiated the terms of a School Facilities Mitigation and Funding Agreement with Newhall Land and Farming Company ("Newhall Land") ("Mitigation Agreement"), by which Newhall Land shall mitigate the impacts of its development activities on District school facilities; and

**WHEREAS**, pursuant to Section 16.7 of the Mitigation Agreement, the District shall not, except with the written consent of Newhall Land, include certain areas within the District ("Saugus Property" as described in the Mitigation Agreement) in any authorization of, or any proposal or election to authorize general obligation bonds, the taxes of which would be levied on property within Saugus Property; and

**WHEREAS**, in order to fund the School Facilities and to comply with the terms of the Mitigation Agreement, the Board of Trustees ("Board of Trustees") of the District desires and intends to institute proceedings for the establishment of a school facilities improvement district within all areas of the District with the exception of the Saugus Property ("Improvement District"), pursuant to Title 1, Division 1, Part 10, Chapter 2 of the California Education Code, commencing with Section 15300 ("Law"); and

**WHEREAS**, the formation of the Improvement District will allow the Board of Trustees to call and conduct a general obligation bond election, pursuant to the applicable provisions of State law, in order to finance the School Facilities, including school facilities, capital projects and furnishing and equipment for the District in order to provide a high quality learning environment for District students; and

**WHEREAS**, in order for the District and the Board of Trustees to undertake such actions, a resolution must be adopted by the Los Angeles County ("County") Board of Supervisors ("County Board") pursuant to Education Code Section 15303 to make the provisions of the Law applicable to the District; and



**WHEREAS**, District staff and consultants have provided the County and County staff with a request for the County Board to adopt such a resolution and have provided this Board of Trustees with information on such efforts; and

**WHEREAS**, the Board of Trustees strongly desires to call and conduct the referenced general obligation bond election in November of 2014 (on the Statewide general election date), which necessitates the need for action by the County Board on the requested resolution of the County Board at the earliest possible date; and

**WHEREAS**, in order to confirm the Board of Trustees request for such action, on behalf of the District, and to confirm actions taken, or to be taken, in support of such effort, the Board of Trustees desires to adopt this Resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE SAUGUS UNION SCHOOL DISTRICT AS FOLLOWS:**

**Section 1.** The foregoing recitals are true and correct and are incorporated herein by this reference.

**Section 2.** For the reasons stated above and as communicated to the County, the Board of Trustees of the District hereby requests that the County Board adopt a resolution pursuant to Education Code Section 15303, and related State law, not later than July 1, 2014. County staff is requested to take all actions necessary to provide for the consideration and adoption of such resolution in compliance with State law on such date.

**Section 3.** The actions taken by the Superintendent, Assistant Superintendent, Business Services, President of the Board, Clerk of the Board and/or their designee(s) and District staff and District consultants to request such resolution to be adopted by the County Board, including, but not limited to any costs of the District incurred thereby, are hereby ratified and confirmed hereby.

**Section 4.** The Superintendent, Assistant Superintendent, Business Services, President of the Board, Clerk of the Board and/or their designee(s) and District staff and District consultants are authorized to take any and all other actions necessary or desirable to implement the orders and directives of this Resolution, and related matters, as directed herein.

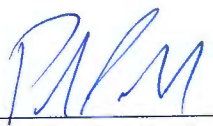
**Section 5.** This Resolution shall take effect immediately upon adoption hereof.

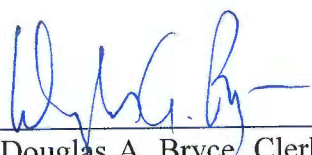
**Section 6.** The Clerk of the Board of Trustees is authorized and directed to promptly provide certified copies of this Resolution to the Clerk of the County Board of Supervisors, and copies to all other County officials as may be necessarily or desirable to carry out the directives of this Resolution.

[Remainder of page intentionally left blank]

**APPROVED, ADOPTED, AND SIGNED** on June 3, 2014.

**BOARD OF TRUSTEES OF THE SAUGUS  
UNION SCHOOL DISTRICT**

By:   
Paul De La Cerda, President, Board of Trustees  
of the Saugus Union School District

By:   
Douglas A. Bryce, Clerk, Board of Trustees of  
the Saugus Union School District



STATE OF CALIFORNIA        )  
                                          ) ss.  
COUNTY OF LOS ANGELES    )

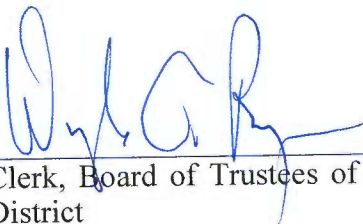
I, Douglas A. Bryce, Clerk, Board of Trustees of the Saugus Union School District, do hereby certify that the foregoing Resolution was duly adopted by the Board of Trustees of said District at a regular meeting of such Board held on the 3rd day of June, 2014, at which a quorum of such Board was present and acting throughout and for which notice and an agenda was prepared and posted as required by law and at which meeting all of the members of such Board had due notice and that at such meeting the attached resolution was adopted by the following vote:

AYES: Mr. Bryce, Mr. De La Cerda, Mrs. Koscielny and Mrs. Umeck

NOES: None

ABSTAIN: None


ABSENT: None

  
\_\_\_\_\_  
Clerk, Board of Trustees of the Saugus Union School  
District

STATE OF CALIFORNIA       )  
                                          ) ss.  
COUNTY OF LOS ANGELES    )

I, Douglas A. Bryce, Clerk of the Board of Trustees of the Saugus Union School District, do hereby certify that the foregoing is a full, true and correct copy of Resolution 2013-14 # 31 of said Board, and that the same has not been rescinded, amended or repealed.

Dated this 3rd day of June, 2014.

  
\_\_\_\_\_  
Clerk, Board of Trustees of the Saugus Union School District